

Taylor Scott

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<p>1 MIFAMILIA VOTA, et al.)(</p> <p>2 Plaintiffs)(</p> <p>3 VS.)(CASE NO.</p> <p>4 GREG ABBOTT, et al.)(5:21-cv-0920-XR</p> <p>5 Defendants)(</p> <hr/> <p>6 UNITED STATES OF AMERICA)(</p> <p>7 Plaintiff)(</p> <p>8 VS.)(CASE NO.</p> <p>9 THE STATE OF TEXAS, et al.)(5a:21-cv-1085-XR</p> <p>10 Defendants)(</p> <hr/> <p>11 ORAL AND VIDEOTAPED DEPOSITION OF</p> <p>12 TAYLOR SCOTT</p> <p>13 APRIL 18, 2023</p> <hr/> <p>14 ORAL AND VIDEOTAPED DEPOSITION OF TAYLOR SCOTT,</p> <p>15 produced as a witness at the instance of the State</p> <p>16 Defendants, taken in the above-styled and numbered</p> <p>17 cause on APRIL 18, 2023, between the hours of</p> <p>18 11:33 a.m. and 11:57 a.m., reported stenographically by</p> <p>19 DONNA MCCOWN, Certified Court Reporter No. 6625, in and</p> <p>20 for the State of Texas, at 7030 Mile 2 3/4 East,</p> <p>21 Mercedes, Texas, pursuant to the Federal Rules of Civil</p> <p>22 Procedure and any provisions stated on the record or</p> <p>23 attached therein.</p> <p>24</p> <p>25</p>	<p>1 COUNSEL FOR PLAINTIFF UNITED STATES OF AMERICA:</p> <p>2 DANIEL J. FREEMAN, via Zoom</p> <p>3 U.S. DEPARTMENT OF JUSTICE</p> <p>4 950 Pennsylvania Avenue NW, 4CON 8.143</p> <p>5 Washington, DC 20530</p> <p>6 COUNSEL FOR PLAINTIFFS LA UNION DEL PUEBLO ENTERO,</p> <p>7 et al.:</p> <p>8 PATRICK BERRY, via Zoom</p> <p>9 BRENNAN CENTER FOR JUSTICE</p> <p>10 120 Broadway, Suite 1750</p> <p>11 New York, New York 10271</p> <p>12 ALSO PRESENT:</p> <p>13 Rene Ortiz, Videographer</p> <p>14 Anne Scott</p> <p>15 INDEX</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
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<p>1 APPEARANCES</p> <p>2 COUNSEL FOR STATE DEFENDANTS:</p> <p>3 DAVID BRYANT</p> <p>4 OFFICE OF THE TEXAS ATTORNEY GENERAL</p> <p>5 P.O. Box 12548</p> <p>6 Austin, Texas, 78711-2548</p> <p>7 COUNSEL FOR DEFENDANT HIDALGO COUNTY ELECTIONS</p> <p>8 ADMINISTRATOR:</p> <p>9 LEIGH ANN TOGNETTI</p> <p>10 HIDALGO COUNTY DISTRICT ATTORNEY'S OFFICE</p> <p>11 100 East Cano Street</p> <p>12 Edinburg, Texas 78539</p> <p>13 COUNSEL FOR INTERVENOR DEFENDANTS:</p> <p>14 STEPHEN KENNY, via Zoom</p> <p>15 JONES DAY</p> <p>16 51 Louisiana Avenue, NW</p> <p>17 Washington, DC 20001</p> <p>18 COUNSEL FOR PLAINTIFFS OCA-GREATER HOUSTON, et al.:</p> <p>19 LISA SNEAD</p> <p>20 DISABILITY RIGHTS TEXAS</p> <p>21 222 West Braker Lane</p> <p>22 Austin, Texas, 78758-1024</p> <p>23 LUCIA ROMANO, via Zoom</p> <p>24 DISABILITY RIGHTS TEXAS</p> <p>25 1500 McGowen, Suite 100</p> <p>Houston, Texas 77004</p> <p>CHRISTOPHER MCGREAL, via Zoom</p> <p>DISABILITY RIGHTS TEXAS</p> <p>1420 West Mockingbird Lane, Suite 450</p> <p>Dallas, Texas 75247</p> <p>COUNSEL FOR PLAINTIFFS HOUSTON AREA URBAN LEAGUE,</p> <p>et al.:</p> <p>DESTINY LOPEZ, via Zoom</p> <p>REED SMITH, LLP</p> <p>355 South Grand Avenue No. 2900</p> <p>Los Angeles, California, 90071</p>	<p>1 THE VIDEOGRAPHER: Today is April 18,</p> <p>2 2023. It is 11:33 a.m. We're on the record.</p> <p>3 TAYLOR SCOTT,</p> <p>4 having been duly sworn, testified as follows:</p> <p>5 EXAMINATION</p> <p>6 BY MR. BRYANT:</p> <p>7 Q. Ms. Scott, my name is David Bryant. I am with</p> <p>8 the Texas Attorney General's Office, and appreciate you</p> <p>9 being here for the deposition today.</p> <p>10 I want to allow the other attorneys to</p> <p>11 state their appearances so everyone will know who's</p> <p>12 participating in the deposition.</p> <p>13 MS. SNEAD: This is Lisa Snead from</p> <p>14 Disability Rights Texas representing the OCA Plaintiffs</p> <p>15 and defending Ms. Scott's deposition.</p> <p>16 MS. TOGNETTI: Leigh Ann Tognetti from the</p> <p>17 Hidalgo County District Attorney's Office representing</p> <p>18 the Hidalgo County Elections Administrator.</p> <p>19 MR. BRYANT: Are there other participants</p> <p>20 on Zoom who want to state an appearance?</p> <p>21 Let the record reflect that there are</p> <p>22 none. And we'll begin the deposition at this time.</p> <p>23 Q. (By Mr. Bryant) Ms. Scott, I'm going to be</p> <p>24 asking you a series of questions. You're under oath</p> <p>25 just as you would be if you were testifying in court or</p>

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<p style="text-align: right;">Page 6</p> <p>1 in front of a judge.</p> <p>2 And so you -- you have an obligation to be</p> <p>3 as truthful as you can. Do you understand that</p> <p>4 obligation?</p> <p>5 A. Yes.</p> <p>6 Q. Have you ever testified in a deposition or</p> <p>7 otherwise --</p> <p>8 A. No.</p> <p>9 Q. -- before today?</p> <p>10 A. No, sir.</p> <p>11 Q. Okay. One of the things that we have to</p> <p>12 remember in these depositions is that all that really</p> <p>13 matters is what the court reporter writes down, so if</p> <p>14 you and I were just having a conversation, a lot of</p> <p>15 times you would know what I'm asking before I finish my</p> <p>16 question and you might answer it, but if you can wait</p> <p>17 until my question is finished before you answer it --</p> <p>18 A. Okay.</p> <p>19 Q. -- that will help, and also, I will try not to</p> <p>20 interrupt you when you are giving an answer --</p> <p>21 A. Okay.</p> <p>22 Q. -- so your answer will get fully on the page.</p> <p>23 A. Okay.</p> <p>24 Q. Any time that you need to take a break --</p> <p>25 A. Okay.</p>	<p style="text-align: right;">Page 8</p> <p>1 A. Yes. I had to go over to the driver's license</p> <p>2 place.</p> <p>3 Q. About how old were you when you did that?</p> <p>4 A. I can't remember.</p> <p>5 Q. And do you still have a Texas state ID card?</p> <p>6 A. Yes.</p> <p>7 Q. Is it now expired?</p> <p>8 A. Yes, sir.</p> <p>9 Q. Approximately, when did your Texas state ID</p> <p>10 card expire?</p> <p>11 A. I can't remember, sir.</p> <p>12 Q. Have you ever voted in an election?</p> <p>13 A. Yes.</p> <p>14 Q. How many times have you voted in an election?</p> <p>15 A. Once by mail.</p> <p>16 Q. And do you know what year it was when you voted</p> <p>17 by mail in an election?</p> <p>18 A. No, sir.</p> <p>19 Q. What do you recall about the instance in which</p> <p>20 you voted by mail in an election?</p> <p>21 A. We got our ballots. We signed them and sent</p> <p>22 them back.</p> <p>23 Q. And do you know what year that was?</p> <p>24 A. I don't remember.</p> <p>25 Q. Have you ever voted in person in a Texas</p>
<p style="text-align: right;">Page 7</p> <p>1 Q. -- please feel free to just say, "I need a</p> <p>2 break."</p> <p>3 A. Yeah.</p> <p>4 Q. And you'll get one.</p> <p>5 A. Okay.</p> <p>6 Q. And also, if you have any difficulty</p> <p>7 understanding anything that is going on, I want you to</p> <p>8 feel free to --</p> <p>9 A. Okay.</p> <p>10 Q. -- consult your attorney, and your mother is</p> <p>11 present here, and I'm fine with that on behalf of</p> <p>12 the --</p> <p>13 A. Okay.</p> <p>14 Q. -- Attorney General and the State Defendants in</p> <p>15 this case.</p> <p>16 A. Okay.</p> <p>17 Q. Okay. What was your date of birth?</p> <p>18 A. 10-30-87.</p> <p>19 Q. And are we currently in your home in Mercedes,</p> <p>20 Texas?</p> <p>21 A. Yes, sir.</p> <p>22 Q. Have you lived here all your life?</p> <p>23 A. Yes, sir.</p> <p>24 Q. Do you recall when you first got a Texas state</p> <p>25 ID?</p>	<p style="text-align: right;">Page 9</p> <p>1 election?</p> <p>2 A. Yes.</p> <p>3 Q. How many times have you voted in person?</p> <p>4 A. Once.</p> <p>5 Q. What year was it when you voted in person in an</p> <p>6 election?</p> <p>7 A. It was this year.</p> <p>8 Q. Okay. This year is 2023. Was it the last</p> <p>9 election in November '22?</p> <p>10 A. Yes. No. It was 2023.</p> <p>11 Q. Okay. What do you recall about voting in the</p> <p>12 election in person?</p> <p>13 A. I had to go to a building and vote. I took my</p> <p>14 passport to vote. I didn't have my ID.</p> <p>15 Q. Where did you vote?</p> <p>16 A. In a building in Mercedes.</p> <p>17 Q. Was that a building you had been to before, or</p> <p>18 was it the first time you had been there?</p> <p>19 A. It was the first time I've been there.</p> <p>20 Q. And who went with you to vote on that occasion?</p> <p>21 A. My mom.</p> <p>22 Q. Did you have any trouble casting your ballot</p> <p>23 when you went to the polling place in Mercedes in that</p> <p>24 election?</p> <p>25 A. No. It was all done electronically.</p>

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<p>1 Q. Do you recall any occasion in which you</p> <p>2 attempted to vote by mail but couldn't do so?</p> <p>3 A. Yes.</p> <p>4 Q. When did that occur?</p> <p>5 A. In this year's election.</p> <p>6 Q. Was that in 2022 or 2023?</p> <p>7 A. 2023.</p> <p>8 Q. And what do you recall about the attempt that</p> <p>9 you made to vote by mail on that election?</p> <p>10 A. I didn't get a ballot.</p> <p>11 Q. Do you recall whether or not you sent in an</p> <p>12 application for a mail-in ballot on that occasion?</p> <p>13 A. Yes.</p> <p>14 Q. Did you fill out that application yourself?</p> <p>15 A. My mom did.</p> <p>16 Q. Okay. Did you sign that application?</p> <p>17 A. She -- she writes for me. I can't -- I can't</p> <p>18 write.</p> <p>19 Q. And did you read that application before it was</p> <p>20 sent in?</p> <p>21 A. She read it to me.</p> <p>22 Q. And do you recall that the application required</p> <p>23 you to provide some type of identification number?</p> <p>24 A. Yes, sir.</p> <p>25 Q. And what type of identification number or</p>	<p>1 A. Not very well.</p> <p>2 Q. Is it -- do you think that you read?</p> <p>3 A. Excuse me?</p> <p>4 Q. Do you read fairly well?</p> <p>5 A. Barely. I can read some words, but not many.</p> <p>6 Q. Did you -- strike that.</p> <p>7 Do you go online and read things?</p> <p>8 A. No.</p> <p>9 Q. Did you read any of the -- any material related</p> <p>10 to the voting process when you applied to vote by mail?</p> <p>11 A. No.</p> <p>12 Q. Are you a registered voter in Texas?</p> <p>13 A. Yes, sir.</p> <p>14 Q. How long have you been a registered voter in</p> <p>15 Texas?</p> <p>16 A. I just started last year.</p> <p>17 Q. Which year was that?</p> <p>18 A. Last year.</p> <p>19 Q. Was that 2022 or 2023?</p> <p>20 A. 2023.</p> <p>21 Q. Did your mother assist you in getting</p> <p>22 registered as a voter?</p> <p>23 A. Yes.</p> <p>24 Q. Have you ever sought any assistance from anyone</p> <p>25 other than your mother in connection with the voting or</p>
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<p>1 numbers, if any, did -- did your mother provide on your</p> <p>2 application for a mail-in ballot?</p> <p>3 A. My passport number.</p> <p>4 Q. Did she provide any other numbers?</p> <p>5 A. No.</p> <p>6 Q. At the time that that attempt was made to get a</p> <p>7 mail-in ballot, did you have a Social Security number?</p> <p>8 A. Yes.</p> <p>9 Q. Did you know at that time that you could</p> <p>10 provide the last four digits of your Social Security</p> <p>11 number on that application?</p> <p>12 A. Yes, sir.</p> <p>13 Q. Is there a reason why you or your mom did not</p> <p>14 provide the last four digits of your Social Security</p> <p>15 number on that application?</p> <p>16 A. I don't know.</p> <p>17 Q. Did you provide the number on your state ID</p> <p>18 card, even though it was expired?</p> <p>19 A. No, sir.</p> <p>20 Q. Why did you not do that?</p> <p>21 A. Because it was expired. I used my passport.</p> <p>22 Q. When I spoke with your mother earlier, she told</p> <p>23 me that you had gone to high school; is that right?</p> <p>24 A. Yes.</p> <p>25 Q. So do you read well?</p>	<p>1 registering to vote?</p> <p>2 A. No.</p> <p>3 Q. Is it fair to say that you've never had any</p> <p>4 contact with anybody at the State of Texas about</p> <p>5 voting?</p> <p>6 A. No, sir.</p> <p>7 Q. Is it correct that you have not had any</p> <p>8 contact, other than when you went in person, with</p> <p>9 anybody at Hidalgo County about voting?</p> <p>10 A. No, sir.</p> <p>11 MS. SNEAD: I'm going to object to the</p> <p>12 form, because I'm not sure she understands the</p> <p>13 question.</p> <p>14 MR. BRYANT: Okay.</p> <p>15 MS. SNEAD: If you can phrase it more</p> <p>16 directly.</p> <p>17 MR. BRYANT: I'll try to do that.</p> <p>18 Q. Have you ever talked in person or on the phone</p> <p>19 with anyone from the State of Texas about voting?</p> <p>20 A. My hand -- I cannot use the phone. My hand --</p> <p>21 my hands do not work, so...</p> <p>22 Q. So I assume from that that you've never talked</p> <p>23 with anybody on the phone --</p> <p>24 A. No, no.</p> <p>25 Q. Have you ever talked with anybody from the</p>

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<p style="text-align: right;">Page 14</p> <p>1 State of Texas in person?</p> <p>2 A. No.</p> <p>3 Q. Have you ever spoken with anybody at the</p> <p>4 Hidalgo County Elections Office about voting other than</p> <p>5 the day when you went to the polls --</p> <p>6 A. No, no.</p> <p>7 Q. Are you a member of an organization called REV</p> <p>8 UP Texas?</p> <p>9 A. Yes.</p> <p>10 Q. How did it come about that you learned of that</p> <p>11 organization?</p> <p>12 A. In the mail.</p> <p>13 Q. And what mail did you receive?</p> <p>14 A. I didn't receive anything, sir.</p> <p>15 Q. Did you send off some mail?</p> <p>16 A. No. We didn't receive anything.</p> <p>17 Q. Okay. Why did you decide to become a member of</p> <p>18 REV UP Texas?</p> <p>19 A. To encourage other people with disabilities to</p> <p>20 vote.</p> <p>21 Q. And have you had any talks with anyone from REV</p> <p>22 UP Texas?</p> <p>23 A. No.</p> <p>24 Q. When was it that you became a member of REV UP</p> <p>25 Texas?</p>	<p style="text-align: right;">Page 16</p> <p>1 Q. I believe that you testified that on one</p> <p>2 occasion you sent in -- or your mother sent in an</p> <p>3 application to vote by mail for you; is that right?</p> <p>4 A. Yes. And I didn't get anything.</p> <p>5 Q. When you did not receive a ballot, did you or</p> <p>6 your mother do anything to try to find out why you did</p> <p>7 not receive a ballot?</p> <p>8 A. No, sir.</p> <p>9 Q. And why did you not try to find out why you did</p> <p>10 not receive a ballot?</p> <p>11 A. Because we didn't know who to call.</p> <p>12 Q. Do you know whether or not your application for</p> <p>13 a mail-in ballot ever got to the Hidalgo County</p> <p>14 Election Board, or could it have been lost in the mail?</p> <p>15 MS. SNEAD: Objection, form.</p> <p>16 You can still answer.</p> <p>17 A. It could have been lost in the mail.</p> <p>18 Q. Have you ever spoken with anybody at the</p> <p>19 Hidalgo County Election Board about how they could make</p> <p>20 your voting easier?</p> <p>21 A. No. I -- I have a disability. It affects me</p> <p>22 every day. I can't walk. I can't -- my mom has to</p> <p>23 dress me and everything. She puts me in the car, takes</p> <p>24 me to day care.</p> <p>25 Q. Do you recall any conversations you had with</p>
<p style="text-align: right;">Page 15</p> <p>1 A. I can't answer that. I don't know how to</p> <p>2 answer that.</p> <p>3 Q. Are you a member of Arc of Texas?</p> <p>4 A. Yes.</p> <p>5 Q. How long have you been a member of Arc of</p> <p>6 Texas?</p> <p>7 A. For a long time.</p> <p>8 Q. And do you receive services or information from</p> <p>9 Arc of Texas?</p> <p>10 A. No.</p> <p>11 Q. Why did you join or become a member of Arc of</p> <p>12 Texas?</p> <p>13 A. Because I was in school.</p> <p>14 Q. Have you ever spoken with anyone from Arc of</p> <p>15 Texas?</p> <p>16 A. No.</p> <p>17 Q. Have you ever gotten any information from</p> <p>18 anyone at Arc of Texas about voting?</p> <p>19 A. No.</p> <p>20 Q. Have you ever sought any information about</p> <p>21 voting from Arc of Texas?</p> <p>22 A. No.</p> <p>23 Q. Have you ever sought any information about</p> <p>24 voting from REV UP Texas?</p> <p>25 A. No.</p>	<p style="text-align: right;">Page 17</p> <p>1 anybody at the polling place on the one occasion when</p> <p>2 you went to vote in person?</p> <p>3 A. A lady.</p> <p>4 Q. And what conversation did you have at that</p> <p>5 time?</p> <p>6 A. That we didn't get our ballots.</p> <p>7 Q. And what did the lady that you spoke with say?</p> <p>8 A. "You can vote here."</p> <p>9 Q. Do you recall any -- anything else that was</p> <p>10 part of your conversation on that day?</p> <p>11 A. No, sir.</p> <p>12 Q. I have a number of exhibits here that I could</p> <p>13 show you, but many of them are of information that is</p> <p>14 available online, and if I understood your testimony</p> <p>15 correctly, these are -- you don't look at things</p> <p>16 online; is that right?</p> <p>17 A. No, sir.</p> <p>18 Q. Is it correct that you do not?</p> <p>19 A. No, sir.</p> <p>20 MS. SNEAD: Objection, form.</p> <p>21 Can you just ask directly?</p> <p>22 MR. BRYANT: Okay.</p> <p>23 Q. Do you ever look at anything online?</p> <p>24 A. No.</p> <p>25 MR. BRYANT: Thank you, Ms. Scott.</p>